

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Radica Shiwpaul, individually and on behalf
of all others similarly situated, et al.,

Plaintiffs,

-against-

Al-Boro Security, Inc. d/b/a Alboro National
Security,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 1/31/2024

1:23-cv-08001 (SDA)

ORDER

STEWART D. AARON, United States Magistrate Judge:

This case contains one or more claims arising under the Fair Labor Standards Act. A settlement was reached by the parties at a settlement conference before me on January 29, 2024. The parties thereafter consented to have all proceedings held before me. (ECF No. 26.) In light of the requirements of *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199 (2d Cir. 2015), the parties must file a joint letter or motion that addresses whether the settlement is fair and reasonable.

Any such letter or motion shall be filed by Wednesday, February 14, 2024, and should address the claims and defenses, the defendant's potential monetary exposure and the bases for any such calculations, the strengths and weaknesses of the plaintiffs' case and the defendant's defenses, any other factors that justify the discrepancy between the potential value of plaintiffs' claims and the settlement amount, the litigation and negotiation process, as well as any other issues that might be pertinent to the question of whether the settlement is reasonable (for example, the collectability of any judgment if the case went to trial).

The joint letter or motion should also explain the attorney fee arrangement, attach a copy

of the retainer agreement, and provide information as to actual attorney's hours expended and the relevant experience of the attorney(s). Finally, a copy of the settlement agreement itself must accompany the joint letter or motion.

SO ORDERED.

Dated: New York, New York
January 31, 2024

A handwritten signature in black ink, reading "Stewart D. Aaron". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

STEWART D. AARON
United States Magistrate Judge